

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

M. McKEE, individually and behalf of all  
others similarly situated,

Plaintiff,

- against -

NEW YORK STATE DIVISION OF  
LOTTERY, and DOES 1-100, inclusive,

Defendants.

Index No. 08-cv-4251 (DLC)

ECF

**NOTICE OF DISMISSAL**

**PLEASE TAKE NOTICE** that, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff M. McKee, individually and on behalf of all others similarly situated, hereby voluntarily dismisses her action in this matter without prejudice, without costs and without fees.

Dated: New York, New York  
July 23, 2008

Respectfully submitted,

s/ Craig Stuart Lanza

Craig Stuart Lanza (CL-2452)

John Balestriere (JB- 3247)

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*Attorneys for Plaintiff and the Class*